

1871.

PROCEEDINGS
OF THE
MUNICIPAL COUNCIL
OF THE
COUNTY OF WELLAND.

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THIRD SESSION—JOSEPH GARNER, Esq., WARDEN.  
19th, 20th, 21st, 22nd and 23rd December, 1871.  
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WELLAND.
Printed at the Telegraph Office by James Brown & Co., County Printers.
1872.

done by the Registrar of this County under the Registry Acts of 1865 and 1868, accompanied by schedules shewing the amount of work done: also,

A communication from the Hon. the Secretary of State in answer to the Memorial of this Council, relating to the washing away of the banks of the Niagara River: also,

A communication from the Chief Superintendent of Education, relating to the dividing of the County into High School Districts: also,

The opinion of Messrs. Miller & Miller, as to the liability of the County to pay the Contractor, Mr. B. Schooley, \$2150.00 for extra work done on North Wing of the Gaol of this County: also.

An appeal by the trustees of Union School Section No. 3, Crowland, from the act of the Inspector and Reeves of Crowland and Wainfleet concerning the altering of the boundaries of the said Section: also,

A communication from the Hon. The Secretary of State, acknowledging receipt of Memorial relating to the washing away of the banks of the Niagara River: also,

A communication from the Secretary of the Canada Southern Railway Company, relating to alleged obstructions in the channel of Lyon's Creek: also,

A communication from the Rev. J. A. F. McBain, Secretary of the Board of High School Trustees at Drummondville, having reference to the division of the County into High School Districts under the new School Act: also,

A communication from the Sisterhood of St. Joseph House of Providence, Toronto, thanking the Council for the grant of \$25, made in aid of the said House at the June Session: also,

Copy of Petition, the County Council of the County of Lambton to the Legislature of Ontario, praying that a system of arbitration may be established to settle claims arising under the Drainage Act: also,

Copy of Memorial, the united Counties of Stormont, Dundas and Glengary, praying for amendments to the Municipal Act so as to allow Township Councils to insure isolated buildings: also,

A communication from James Keefer, Esq., County Clerk, County of Middlesex with copy of petition to the Ontario Legislature, praying that the surplus fund may be divided among the Municipalities: also,

Notice from the Educational Department of the time for holding examinations of Common School Teachers in 1871: also,

The application of Rev. S. C. Fraser, M. A., to be appointed examiner of Public School Teachers, accompanied by the necessary certificate of qualification: also,

Of Mr. Wm. Ayers for the same, accompanied by the necessary certificate of qualification: also,

A communication from Samuel Kraft, relating to the bridge over Black Creek on Town Line between the Townships of Bertie and Willoughby: also,

The application of the Rev. D. I. F. McLeod, to be appointed an examiner of Public School Teachers for the County of Welland: also,

1. The account of Benjamin Schooley, for repairs done to County Gaol during the Summer of 1871: also,

2. The account of William Ingraham, overseer of drains, for his services for 1871: also,

3. Of the *Thorold Mercury*, for advertising for the Council: also,

4. Of Copp, Clark & Co., for books for County Council: also,

5. Of D. D'Everardo, for stationery, postage and contingencies for 1871: also,

6. Of A. K. Scholfield, for delivering school documents, bringing assessment rolls and registry books from express office, serving notices of sale on mortgages upon County lands in default, &c., &c.: also,

7. Of Edward Pollock, for conveyancing, &c.: also,

8. Of A. D. J. Dodwell, for conveyancing: also,

9. Of John Latshaw, for the balance due him for his services as architect under first contract for repairs of County Gaol: also,

10. Of the *Welland Tribune*, for advertising for County Council: also,

11. Of the *Welland Telegraph*, for printing and advertising for County Council,

12. Of John Latshaw, Architect, for preparing plan for prison kitchen and making estimates for additional work : also,

13. Of F. X. Sauter, for desk for office of Clerk of Peace : also,

14. Of Hon. Sidney Smith, for expenses in attending upon the County Registrar to examine work done by him under Registry Acts pursuant to resolution of last session of Council : also,

15. Of Samuel C. Haney, for drawing up agreements, &c., for bridge contracts : also,

16. Of James H. Ball, Esq., County Inspector, for postage, stationery, &c.,

17. Of the *Thorold Mercury*, for advertising for County Inspector : also,

18. Of J. Ennis for writing table for Gaoler, prison bedsteads, &c. : also,

19. Of R. Morwood, for matting for Court House floor : also,

20. Of Mathew Beatty, for repairs to Court House : also,

21. Of Jonas Fortner for cleaning out Court House, and repairing windows : also,

22. Of Joseph Garner, Warden, for postage, stationery, &c., &c. : also,

23. Of Miller & Miller, for opinion on liability of County to pay B. Schooley for extra work, such payment having been objected to by a member of the Council.

Moved by Mr. Hill, seconded by Mr. Buchner,

That leave be given to introduce a bill to confirm the appointment of the Rev. George Bell and Mr. Wm. Oliver as a County Board of Examiners for the County of Welland, any rule of this Council to the contrary notwithstanding.

Moved by Mr. Treble, seconded by Mr. McDonaugh,

That all in the Original Motion after the words "The Rev. Geo. Bell," be expunged and the following inserted—The Rev. Mr. McLeod, of Chippawa, be and they are hereby appointed examiners of the County of Welland.

Bill—County
Examiners.

Amendment.

Which amendment being proposed to the Council was ^{Amendment} carried. _{carried.}
 carried on a division.

Mr. Buchner brought up the First Report of the Local Committee on Roads and Bridges for the Townships of Crowland and Thorold, which was read to the Council and laid on the table. ^{Local Roads Report—Crowland and Thorold.}

Moved by Mr. Buchner, seconded by Mr. Hagar,

That the First Report of Local Committee on Roads and Bridges for the Townships of Crowland and Thorold, now read, be adopted. ^{Adopted.}

Moved by Mr. Treble, seconded by Mr. McDonaugh,

That leave be given to introduce a bill for the appointment of County Examiners of Public School Teachers. ^{Bill—County Examiners.}

Moved by Mr. Treble, seconded by Mr. Reavely,

That the bill for the appointment of examiners of Public School Teachers be read a first time. ^{Read first time.}

Moved by Mr. McDonaugh, seconded by Mr. Treble,

That the bill be now read a second time. ^{Read 2nd time.}

Moved by Mr. Treble, seconded by Mr. McDonaugh,

That the bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill. ^{Bill passed.}

Moved by Mr. Learn, seconded by Mr. Marshall,

That the hours of meeting and adjournment during the present Session be as follows: Meet at 9 in the morning adjourn at half past 12 for dinner; meet again at 2, and adjourn at 6 in the evening. ^{Sessional hours}

Moved by Mr. Learn, seconded by Mr. Marshall,

That the communication from the department of Public Instruction relating to the division of the County in High School Districts, now on the table, be referred to the Standing Committee on Education with instructions to report thereon during the present Session. ^{Communicati'n—High School Districts.}

Mr. Hill gives notice that he will on to-morrow move that in the opinion of this Council it is desirable that the Registry office of the County of Welland should be located at the Village of Welland, that being the County Town.

^{Notice of motion.}

Mr Hagar brought up the First Report of the Local

Local Roads
Report—Pel-
ham & Thorold.

•Committee on Roads and Bridges for the Townships of Pelham and Thorold, which was read to the Council and ordered to be considered forthwith.

Adopted.

Moved by Mr. Hagar, seconded by Mr. Buchner,
That the First Report of Local Committee on Roads and Bridges for the Townships of Pelham and Thorold, now read, be adopted.

Special Com.—
Registrar's
claim.

Moved by Mr. Hill, seconded by Mr. Hershey,
That all papers now before the Council in connection with the Registrar's claim against the County be referred to the following committee: Messrs. Learn, Buchner, Furry, Lee and the mover and seconder and that they be directed to report thereon during this Session and as early as possible.

Notice of mo-
tion.

Mr. Treble gives notice that he will on to-morrow ask leave to introduce a bill to establish a High School in the Village of Fort Erie.

Black Creek
Bridge.

Moved by Mr. Learn, seconded by Mr. Marshall,
That the communication from Samuel Kraft in relation to the bridge over Black Creek on the Town Line between Bertie and Willoughby, now before this Council be referred to the committee on roads and bridges with instructions to examine into the matter and report thereon.

Moved by Mr. Buchner, seconded by Mr. Lee, in amendment,

Amendment.

That all in the original motion after the word "referred" be expunged, and the following inserted—To the Reeves of Bertie and Willoughby with instructions to report thereon at the next Session of this Council.

Amendment
carried.

Which amendment being proposed to the Council was carried on a division.

County Drains.

Moved by Mr. Treble, seconded by Mr. Learn,
That in consequence of the Great Southern Railroad crossing the County drain following the channel of Lyons Creek, fears are entertained that damage will arise to the County.

Be it therefore Resolved, That the Marsh Lands Committee in connection with the overseer of drains and the Warden be, and they are hereby directed to make the necessary

examination and take such steps as will fully secure the interest of the County therein.

Mr. Marshall brought up the petition of the Reeve for Willoughby, praying for the confirmation of By-laws Nos. 143 and 144 of the said Township, accompanied by certified copies of the said By-laws which were read to the Council and laid on the table.

Willoughby
Road allowance

Moved by Mr. Treble, seconded by Mr. Marshall,

That the Clerk be and he is hereby directed to purchase the Statutes of the Ontario Legislature from the year 1867 to the present period, and from year to year hereafter; also the Municipal Manual for the use of this Council.

Ontario Stat-
utes.

Moved by Mr. Buchner, seconded by Mr. Hill,

That the matter of appeal, the Trustees of Union School Section, No. 2, Crowland, from the Acts of the County Inspector and the Reeves of Crowland and Wainfleet, altering the boundaries of the said Section, be referred to the Committee on Education, and that they report thereon during this Session.

Appeal.

The hour of adjournment having arrived the Warden left the Chair.

Adjourned.

SECOND DAY—MORNING SESSION.

WEDNESDAY, 20th December, 1871.

The Council met at 9 o'clock, A. M., pursuant to adjournment.

Council met.

The Warden in the Chair.

MEMBERS PRESENT.—Messrs. Bender, Buchner, Crawford, Furry, Haney, Hagar, Hershey, Hill, Horton, Lattimore, Learn, Lee, Marshall, McDonaugh, Reavely, Treble and Willson—17.

Members Pres-
ent.

Minutes read. The minutes of yesterday were read by the Clerk, and approved by the Council.

**Certificate—
County Gaol.** The Warden read to the Council and laid on the table the certificate of John Latshaw, Esq., Architect, as to the completion of the work in the North Wing of the County Gaol: also,

A statement by Mr. Latshaw of the amount due him on the first contract *re* North Wing of Gaol: also,

Lyon's Creek. A communication from Nicol Kingsmill, Esq., Secretary of the Canada Southern Railway Company, relating to the alleged obstruction in the channel of Lyon's Creek.

Moved by Mr. Marshall, seconded by Mr. Buchner,

**Bill- Willough-
by road allow-
ance.** For leave to introduce a Bill to confirm By-law No. 143 of the Township of Willoughby founded upon petition presented yesterday.

Moved by Mr. Marshall, seconded by Mr. Buchner,

Read first time. That the Bill to confirm By-law No. 143, of the Township of Willoughby be read a first time.

Moved by Mr. Marshall, seconded by Mr. Buchner,
That the Bill be now read a second time.

Read 2nd time.

Moved by Mr. Marshall, seconded by Mr. Buchner,

Bill passed. That the Bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill.

**Local Roads
Report—Crow-
land and Hum-
berstone.** Mr. Buchner brought up the First Report of the Local Committee on Roads and Bridges for the Townships of Crowland and Humberstone, which was read to the Council and laid on the table.

Moved by Mr. Buchner, seconded by Dr. Haney,

Adopted. That the First Report of Local Committee on Roads and Bridges for the Townships of Crowland and Humberstone just read, be adopted.

**First Report—
Com. on Roads
and Bridges.** Mr. Lattimore from the Standing Committee on Roads and Bridges brought up their First Report which was read to the Council and ordered to be considered forthwith.

Moved by Mr. Lattimore, seconded by Mr. Reavely,

Adopted. That the First Report of the Standing Committee on Roads and Bridges, just read, be adopted.

Mr. Hill from the Standing Committee on Education brought up their First Report which was read to the Council and laid on the table.

First Report
Com. on Edu-
cation.

The hour of adjournment having arrived the Warden left the Chair.

Adjourned.

SECOND DAY—AFTERNOON SESSION.

At 2 o'clock the Council resumed.

Resumed.

Mr. Learn gives notice that he will on to morrow ask leave to introduce a Bill to establish a High School at Ridgeway in the Township of Bertie.

Notice of mo-
tion.

The Warden laid on the table the release of Equity of Redemption of Dilly Coleman, on the north half of lot number Twenty-eight and part of lot number Twenty-seven, in the fourth concession of the Township of Humberstone.

Moved by Mr. Hill, seconded by Mr. Hershey,

That the Report of the Committee on Education now on the table, be adopted.

Motion to adopt
1st report Com.
on Education.

Moved by Mr. Horton, seconded by Mr. Furry, in amendment,

That all in the original motion after the word "That" be expunged, and the following inserted—"The Council do now go into Committee of the Whole to further consider the Report of the Committee on Education.

Amendment.

Which amendment being proposed to the Council was carried without a division.

Amendment
carried.

The Council went into Committee of the Whole in pursuance of the motion.

Com. of the
Whole:

Mr. Hill in the Chair.

The Committee rose and reported the following:

Com. rose.

That the Report of the Committee on Education be re-

Report.

ferred back to said Committee with instructions for them to report, recommending that the County of Welland be divided into five High School Districts, as follows, that is to say: Each High School District shall embrace as near as may be practicable one fifth of the County as hereinafter mentioned. The Thorold High School District to commence in the North of the County and going South so far as necessary to take in one-fifth of the County; that the Drummondville High School District shall consist of one-fifth of the County, as follows: Commencing on the South side of the Thorold High School District, and with the Canal for a Western boundary run so far South as to include one-fifth of the County; the Fonthill High School District to be composed of that portion of the County lying South of the Thorold High School District and West of the Canal running South so far as to include one-fifth of the County; the Welland High School District shall consist of that portion of the County of Welland commencing on the South side of the Fonthill and Drummondville High School Districts running South so far as necessary to include one-fifth of the County, and that the Fifth High School District shall be composed as follows: Commencing on the South side of the Welland High School District, thence South including the remaining one-fifth of the County, and that it be our instruction to the Committee on Education to prepare and present to this Council during this present Session a Report giving the limits by metes and bounds of each such High School Division to be numbered respectively from one to five and embracing the limits as near as may be practicable herein-before mentioned.

Moved by Mr. Horton, seconded by Mr. Furry,

That the Report of the Committee of the Whole be concurred in.

On which the yeas and nays being called were taken as follows:

YEAS—Messrs. Crawford, Furry, Hagar, Horton, Learn, McDonaugh, Reavely, Treble and Willson—9.

NAYS—Messrs. Bender, Buchner, Haney, Hershey, Hill, Lattimore, Lee and Marshall—8.

Motion to
adopt report.

Yeas and Nays

And so the motion passed in the affirmative ; majority—1. Motion carried.

Moved by Mr. Treble, seconded by Mr. Lattimore, pursuant to notice,

That leave be given to introduce a Bill to establish an additional High School in the County of Welland at Fort Erie. Bill—Fort Erie High School.

Moved by Mr. Treble, seconded by Mr. Lattimore,

That the Bill relating to the Fort Erie High School, be read a first time. Read first time.

The Fort Erie High School Bill being brought up for a second reading and a debate having arisen thereupon ;

Moved by Mr. Treble, seconded by Mr. Lattimore,

That the Bill be not now read a second time, but that it be laid over for further consideration until Friday, and then to be the first item of consideration for that day. 2nd reading laid over.

Moved by Mr. Lee, seconded by Dr. Haney,

That the Clerk be and he is hereby directed to procure the necessary assessment and collectors rolls and other papers connected therewith for the use of the County of Welland, and that he have the same ready for distribution to the different municipalities through the members of the County Council at the January Session. Assessment & Collectors rolls.

Moved by Mr. Marshall, seconded by Mr. Learn,

That leave be given to introduce a Bill to confirm By-law No. 144, of the Township of Willoughby, founded upon the petition of the Reeve of that municipality, laid before this Council on the 19th inst. Bill—Willoughby road allowance.

Moved by Mr. Marshall, seconded by Mr. Learn,

That the Bill to confirm By-law No. 144 of Willoughby, now before this Council be read a first time. Read 1st time:

Moved by Mr. Marshall, seconded by Mr. Learn,

That the bill be now read a second time. Read 2nd time.

Moved by Mr. Marshall, seconded by Mr. Learn,

That the bill be not now committed, but that the same be read a third time forthwith, that it do pass, be signed and sealed as required by law, and that its title be as in the bill. Passed.

The hour of adjournment having arrived, the Warden left the Chair. Adjourned.

THIRD DAY—MORNING SESSION.

Thursday, 21st December, 1871.

- Council met.** The Council met at 9 o'clock A. M., pursuant to adjournment.
- Members present.** The Warden in the Chair.
MEMBERS PRESENT.—Messrs. Bender, Buchner, Crawford, Furry, Haney, Hagar, Hershey, Hill, Horton, Lattimore, Learn, Lee, Marshall, McDonaugh, Reavely, Treble, and Willson—17.
- Minutes read.** The minutes of yesterday were read by the Clerk and approved by the Council.
- Petitions—Registry office.** Mr. Hill brought up the petition of James Griffith and others, praying for the removal of the Registry Office of the County of Welland from Fonthill to the County Town: also,
Of Thomas J. Newbigging and others with the same prayer: also,
Of E. A. Dickout and others with the same prayer: also,
Of James E. Morin and others with the same prayer.
Which petitions were read to the Council and laid on the table.
- 2nd report Com. on Education** Mr. Hill from the Standing Committee on Education brought up their Second Report, which was read to the Council and laid on the table.
Moved by Mr. Hill, seconded by Mr. Hershey,
That the Second Report of the Standing Committee on Education, be adopted.
- Adopted.**
- First report Com. on Education again brought up.** Mr. Bender from the Standing Committee on Education brought up their First Report, amended in accordance with instructions contained in Resolution referring same back to Committee.
Moved by Mr. Bender, seconded by Mr. Hill,
That the First Report of Committee on Education as now read, be adopted.
- Motion to adopt.**
- Amendment.** Moved by Mr. Lee, seconded by Mr. Marshall, in amendment,
That all in the original motion after the word "That" be expunged, and the following inserted—"The Report of the

Committee on Education be again referred back to said Committee with instructions to amend the same by striking out all after the word 'Report' and substituting the following:—"That the limits of the Thorold High School District be the Village of Thorold; the limits of the Welland High School District be the Village of Welland; the limits of the Fonthill High School District be the limits of Union School Section, No. 3, of Pelham; the limits of the Drummondville High School District be the boundaries of School Section, No. 6, of Stamford, and that the said Committee report forthwith to this Council.

Which amendment being proposed to the Council was carried on a division. Amendment carried.

Moved by Mr. Lattimore, seconded by Mr. Willson,

That Messrs. McDonaugh, Reavely, Crawford, Marshall, Willson and Treble, be added to the Committee on Education. Motion to add to Com. on Education.

Moved by Mr. Reavely, seconded by Mr. Learn, in amendment,

That all in the original motion after the word "That" be expunged and the following inserted—"Mr. Lee be added to the Standing Committee on Education." Amendment:

Which amendment being proposed to the Council was carried without a division. Amendment carried.

The hour of adjournment having arrived, the Warden left the Chair. Adjourned.

THIRD DAY—AFTERNOON SESSION.

At 2 o'clock the Council resumed.

Resumed.

Moved by Mr. Hill, seconded by Mr. Furry,

That in the opinion of this Council it is desirable that the Registry Office of the County of Welland should be Removal of Registry office.

located at the Village of Welland, that being the County Town of the said County.

Moved by Mr. Lee, seconded by Dr. Haney,

Motion to go
into Com. of
the Whole.

That this Council do now go into Committee of the Whole to consider the Resolution before the Council on the subject of the removal of the Registry Office to the County Town.

Motion carried.

Which motion being proposed to the Council was carried without a division.

Council in Com.

The Council went into Committee of the Whole in pursuance of the motion.

Mr. Learn in the Chair.

Com. rise:

The Committee rose without reporting.

Moved by Mr. Hill, seconded by Mr. McDonough,

That Mr. Hershey be added to the Finance Committee.

Local Roads
Report—Crow-
land and Will-
loughby.

Mr. Buchner from the Local Committee on Roads and Bridges for the Townships of Crowland and Willoughby brought up their First Report which was read to the Council and laid on the table.

Moved by Mr. Buchner, seconded by Mr. Marshall,

Adopted.

That the Report of Local Committee on Roads and Bridges for the Townships of Crowland and Willoughby, just read, be adopted.

Report Com. on
Gaol Repairs.

Mr. Hill from the Special Committee on Gaol Repairs brought up their Report which was read to the Council and laid on the table.

Moved by Mr. Hill, seconded by Mr. Buchner,

Adopted.

That the Report of the Special Committee on Gaol Repairs, as just read, be adopted, and that the Warden issue his cheque for the amount mentioned.

First Report
Com. on Edu-
cation again
brought up.

Mr. Bender from the Standing Committee on Education again brought up their First Report amended in accordance with Resolution this day adopted, which was read to the Council and laid on the table.

Moved by Mr. Hershey, seconded by Mr. Lee,

Motion to adopt

That the First Report of Committee on Education as now amended, be adopted.

Moved by Mr. Hill, seconded by Mr. Learn, in amendment,

That all in the original motion after the word "That" be expunged, and the following inserted—The Report be referred back to the Committee on Education with instructions to amend the same by reporting the following division, as nearly as may be, that is to say. Amendment.

Thorold High School District to consist of the Township of Thorold, the Village of Thorold and such a part of the North part of Pelham as will make Thorold division as nearly equal to the other High School Divisions throughout the County, as hereinafter described, as can be conveniently done.

Stamford High School District to consist of the Township of Stamford, the Town of Clifton, the Village of Chippawa and such portion from the North side of the Township of Willoughby as will make the division about equal to the other High School Districts as herein described.

Pelham High School District, the Township of Pelham, save that part assigned to the Thorold School, and the Township of Wainfleet.

The Welland High School District, the Townships of Crowland and Humberstone and the Villages of Welland and Port Colborne.

And the Fifth High School District to consist of the Township of Bertie and that part of Willoughby not assigned to the Stamford Division and the Village of Fort Erie.

Which amendment being proposed to the Council was carried on a division. Amendment carried.

Mr. Hershey from the Standing Committee on Education again brought up their First Report amended in accordance with Resolution just adopted, which was read to the Council and laid on the table. First Report Com. on Education again brought up.

Moved by Mr. Hershey, seconded by Mr. Bender,

That the First Report of Standing Committee on Education as now read be adopted. Motion to adopt

Moved by Mr. Lee, seconded by Mr. Furry, in amendment,

That all in the original motion after the word "That" be expunged and the following inserted—The First Report of the Committee on Education be not now adopted, but Amendment.

that the same be laid over until the January Session of this Council in order to give Councillors an opportunity of consulting their constituents at the Municipal election on the subject of establishing High School Districts in the County.

On which the yeas and nays being called were taken as follows:

Yeas and Nays. YEAS—Messrs. Furry, Garner, Haney, Horton, Lattimore, Lee, Marshall, Treble and Willson—9.

NAYS—Messrs. Bender, Buchner, Crawford, Hagar, Hershey, Hill, Learn, McDonaugh and Reavely—9.

Amendment lost.

The votes being equal the amendment was lost.

Original Motion again proposed.

The original motion being again proposed and the yeas and nays being called were taken as follows:

Yeas and nays.

YEAS—Messrs. Bender, Buchner, Crawford, Hagar, Hershey, Hill, Learn, McDonaugh and Reavely—9.

NAYS—Messrs. Furry, Garner, Haney, Horton, Lattimore, Lee, Marshall, Treble and Willson—9.

Original Motion lost.

The votes being equal the motion was lost.

Moved by Mr. Treble, seconded by Mr. Lattimore, and Resolved,

High School limits.

That the limits of the Fonthill High School District be Union School Section No. 3, in Pelham; the limits of the Thorold High School District shall be the Village of Thorold; the limits of the Drummondville High School District shall be School Section No. 6, of the Township of Stamford; the limits of the Welland High School District shall be the Village of Welland.

Adjourned.

And a debate having arisen thereupon and the hour of adjournment having arrived, the Warden left the Chair.

FOURTH DAY—MORNING SESSION.

Friday, 22nd December, 1871.

The Council met at 9 o'clock A. M., pursuant to adjournment. Council met.

The Warden in the Chair.

MEMBERS PRESENT —Messrs. Bender, Buchner, Crawford, Farry, Haney, Hagar, Hershey, Hill, Horton, Lattimore, Learn, Lee, Marshall, McDonough, Reavely, Treble, and Willson—17. Members Present.

The minutes of yesterday were read by the Clerk and approved by the Council. Minutes read.

The farther consideration of Mr. Treble's motion for the division of the County into High School Districts having been entered into and the motion being again put for adoption. High School limits.

Moved by Mr. Treble, seconded by Mr. Lattimore, in amendment,

That all in the original motion after the word "That" be expunged, and the following inserted—The further consideration of the question of dividing the County into High School Districts and the establishment of High Schools in this County be laid over until the January Session of this Council. Amendment.

Which amendment being proposed to the Council was carried without a division. Amendment Carried.

Moved by Mr. Hill, seconded by Mr. McDonough,

That an appropriation of \$—— Dollars be made to the Corporation of the Village of Welland for the purpose of assisting in repairing the bridge over the Welland River in the said Village of Welland, and that the Warden be authorized to issue his cheque in favor of the Reeve of the said Village for that amount. Repairs Welland Bridge.

Which motion being proposed to the Council was lost on a division. Motion lost.

Mr. Buchner from the Special Committee on Gaol Repairs brought up their Second Report which was read to the Council and laid on the table. Second Report Special Com. Gaol Repairs.

Moved by Mr. Hill, seconded by Mr. Buchner,

Report adopted That the Second Report of Special Committee on Gaol Repairs just read, be adopted.

Added to com. Moved by Mr. Lee, seconded by Mr. Furry,
That Messrs. Treble and Lattimore be added to Special Committee on Registrar's claims.

Moved by Mr. Hill, seconded by Mr. Hershey,
That this Council do now adjourn and stand adjourned till 2 o'clock P. M. in order that Committees may have an opportunity to bring in their Reports

Adjourned. The Council adjourned at half-past eleven, A. M. in pursuance of the motion.

FOURTH DAY—AFTERNOON SESSION.

Resumed.

At 2 o'clock the Council resumed.

**First Report—
Com. on Fi-
nance.**

Mr. Hill from the Standing Committee on Finance brought up their First Report which was read to the Council and laid on the table.

Report adopted

Moved by Mr. Lee, seconded by Mr. Hill,
That the First Report of Committee on Finance just read be adopted, and that the Warden issue his cheques in favor of the respective parties for the amounts therein named.

**Mr. Latshaw's
acct referred to
Com. of the
whole.**

Moved by Mr. Hill, seconded by Mr. Lattimore,
That Mr. Latshaw's account be referred forthwith to a Committee of the whole Council.

Council in Com.

The Council went into Committee of the Whole in pursuance of the motion.

Com. rise.

Mr. Hagar in the Chair.

The Committee rose without reporting.

Moved by Mr. Hill, seconded by Mr. Lattimore,

That this Council do now adjourn to meet again to-mor.

row morning at 9 o'clock in order to enable the Committees to prepare their Reports.

At 5 o'clock the Council adjourned in pursuance of the Adjourned.
motion.

FIFTH DAY—MORNING SESSION.

SATURDAY, 23rd December, 1871.

The Council met at 9 o'clock, A. M., pursuant to adjourn- Council met.
ment.

The Warden in the Chair.

MEMBERS PRESENT.—Messrs. Bender, Buchner, Crawford, Furry, Haney, Hagar, Hershey, Hill, Horton, Lattimore, Learn, Lee, Marshall, McDonough, Reavely, Treble and Willson—17. Members Present.

The minutes of yesterday were read by the Clerk, and Minutes read.
approved by the Council.

Mr. Hill from the Special Committee to whom was referred the claims of the Registrar of this County for services under the Registry Acts of 1865 and 1868 brought up their Report which was read to the Council and laid on the table. Report Com. on Registrar's claims.

Moved by Mr. Lattimore, seconded by Mr. Hill,

That the Report of the Special Committee on Registrar's Adopted.
claims just read, be adopted.

Moved by Mr. Furry, seconded by Mr. Lattimore, and Resolved,

That the Warden issue his cheque in favor of William Stevenett for \$30 on account of his contract of ditching North side of the Feeder in the Township of Wainfleet by arrangement with Committee on Marsh Lands. Acct.-W. Stevenett.

Moved by Mr. Treble, seconded by Mr. Lattimore, and Resolved,

Acct — Miller & Miller.

That the account of Messrs. Miller & Miller amounting to Five Dollars be paid the Warden, he the said Warden having paid Messrs. Miller & Miller for legal advice on behalf of the County the said amount, and that the Warden issue his cheque for the said amount.

Moved by Mr. Learn, seconded by Mr. Furry,

Bill—To amend By-law appointing Board of Examiners.

That leave be given to introduce a bill to amend the By-law passed at the present Session of the Council appointing a Board of Examiners for the County, any rule of this Council to the contrary notwithstanding.

Moved by Mr. Learn, seconded by Mr. Furry,

Read first time.

That the Bill to amend the By-law appointing Board of Examiners be read a first time.

Motion to read Bill 2nd time.

Moved by Mr. Learn, seconded by Mr. Furry,

That the bill be now read a second time.

Moved by Mr. Treble, seconded by Mr. Lattimore,

That the Bill now under consideration be amended by striking out all after the word "amended" and substituting the following—"By declaring that the Board of Examiners for this County shall be composed of these members and that such members be the Inspector of Public Schools, the Revd. George Bell and the Revd. D. I. F. McLeod, and that they, the said the County Inspector and the said Revd George Bell and the Revd. D. I. F. McLeod, are hereby declared to be the County Board of Examiners.

Amendment. 3

Motion lost.

Which motion being proposed to the Council was lost on a division.

Original Motion again proposed

The original motion for the second reading of the Bill being again proposed and a debate having arisen thereupon,

Adjourned.

And the hour of adjournment having arrived the Warden left the Chair.

FIFTH DAY—AFTERNOON SESSION.

At 2 o'clock the Council resumed.

Resumed.

Moved by Mr. Hill, seconded by Mr. Lattimore,

That this Council do now adjourn.

Motion to adjourn.

The Council adjourned at half-past 2 in pursuance of the motion,

Adjourned.

APPENDIX A.

BY-LAWS.

CHAPTER CCXCIV.

AN ACT for the appointment of School Examiners.

WHEREAS, It is necessary and expedient to appoint examiners of Public Schools,

Be it therefore enacted by the Corporation of the County of Welland, and it is hereby enacted, that the County Inspector of Public Schools for the County of Welland for the time being together with Rev. Mr. Geo. Bell, Rev. Mr. D. I. F. McLeod, Rev. Mr. Fraser and Mr. William Oliver,

Be and they are hereby severally appointed a County Board of Examiners of Teachers of Public Schools in and for the County of Welland.

Passed in Council this 19th day of December, 1871.

{ L.S. }

(Signed,) JOSEPH GARNER, *Warden.*

(Signed,) D. D'EVERARDO, *Clerk.*

CHAPTER CCXCV.

AN ACT to confirm By-law Numler 143, of the Township of Willoughby.

WHEREAS, The Corporation of the Township of Willoughby did on the Fifth day of May, A. D., 1871, pass a certain By-law intituled "By-law for stopping up and sale of a certain road allowance in the Township of Willoughby, which By-law is in the following words and figures:

WHEREAS, In the opinion of the Municipal Council of the Township of Willoughby, the road allowance or part of road allowance in said Township hereinafter mentioned and described is useless to the public and lies between lands owned by different parties; and, whereas, due notice has been given in accordance with the Act 29 and 30 Vict. Chap. 51, Sec. 323.

Be it therefore enacted by the Municipal Corporation of the Township of Willoughby, constituted and assembled under and by authority of the Municipal Laws now in force in the Province of Ontario, and it is hereby enacted by authority of the same that the original road allowance or part of road allowance hereinafter mentioned and described be stopped up and sold to the parties next adjoining to whose land or lands the same lies, and in case of their refusal or either of them to become the purchaser or purchasers thereof at the price or prices hereinafter mentioned, then the same shall be sold to any person or persons whomsoever, but not for a less sum or price than the price for which such road allowance is hereby offered to the first parties.

2. That that part of the original road allowance between lots Number 14 and 15 in the Sixth Concession of said Township of Willoughby, lying between lands owned by James McGlashan and Everard McCredie, be stopped up and sold to James McGlashan for the sum of Seventy Dollars, Everard McCredie declining to become a purchaser of any part of said road allowance; and further, that the original road allowance lying between lots Number 14 and 15 in the 7th Concession of said Township of Willoughby, and between the lands of Martin Dell and Thomas McCre-

die, on the South, and Barsnet Dell and Edward Dell, on the North, to be stopped up and sold to Martin Dell and Thomas McCredie in the following divisions and prices, that is to say: That part of the aforesaid road allowance commencing at the front of the said 7th Concession and extending West to the centre of Lyon's Creek to Martin Dell for the sum of Twelve Dollars, and that part of said road allowance commencing at Lyon's Creek Road and extending West to the Townline, Crowland, to Thomas McCredie for Forty-Two Dollars.

3. That the terms of payment for the said road allowance a part of road allowance before mentioned shall be as follows, that is to say: Cash down on the execution of the Deed.

4. That in the event of either of the said parties heretofore mentioned refusing or neglecting to become the purchaser or purchasers of the said road allowance or parts of road allowance aforesaid, hereby authorized to be sold to them at the prices heretofore specified, such portion or portions of said road allowances shall be offered for sale at public auction and at a time and place and in such manner as the said Corporation of the Township of Willoughby may appoint and direct.

5. That the Reeve of this Township be and he is hereby authorized and empowered for and in behalf of this Corporation to convey the said road allowance or parts of road allowance to James McGlashan, Martin Dell and Thomas McCredie, aforesaid, in fee simple and at the price and in the manner heretofore specified, the expenses allowing the conveyance and other necessary expenses thereof to be borne by the party purchasing the same.

Passed in Council this 5th day of May, 1871.

{ L.S. }

(Signed.) WILLIAM MARSHALL, *Reeve.*

(Signed.) JOHN SMITH, *Clerk.*

And Whereas, The said the Corporation of the Township of Willoughby have through their said Reeve by their Petition now before this Council prayed that the said By-law may be confirmed;

And Whereas, It appears to the satisfaction of this Council that the provisions of the Act 29 and 30th Victoria Chapter 51, and amendments thereof have been complied with in so far as necessary by and on the part of the said the Corporation of the Township of Willoughby, and by and on the part of the several parties interested in the road allowances and land to be affected by said By-law; and farther, that it will conduce to the benefit and advantage of the inhabitants generally of the said Municipality to grant the prayer of the said Petition.

Be it therefore enacted by the Corporation of the County of Welland, and it is hereby enacted, that the said By-law of the Township of Willoughby, number 143, passed on the Fifth day of May, A. D., 1871, and hereinbefore recited at length, be and the same is hereby confirmed and declared to have full force and effect upon, from and after the passing hereof.

Passed in Council this 20th day of December, 1871.

{ L.S. }

(Signed,) JOSEPH GARNER, *Warden*.

(Signed,) D. D'EVERARDO, *Clerk*.

CHAPTER CCXCVI.

AN ACT to Confirm By-law No. 144 of the Township of Willoughby.

WHEREAS, The Corporation of the Township of Willoughby did on the Fifth day of May, 1871, pass a certain By-law intituled "By-law to close up and sell the road allowance between lots 10 and 11 in the 7th Concession of Willoughby,

which By-law is in the following words and figures, that is to say :

WHEREAS, The Municipal Council of the Township of Willoughby are of opinion that the road allowance between Lots Nos. 10 and 11, in the 7th Concession of Willoughby, is not required for public use or for the purpose of a highway ; and, whereas, due notice has been given to all parties concerned in regard to closing up said road as required by the Municipal laws of this Province : and whereas, by the closing up of the said road neither public nor private interests would suffer whilst the Municipality would be benefitted to the extent of the amount received for the sale of the said lands.

Be it therefore enacted, by the Corporation of the Township of Willoughby constituted and assembled by virtue of and under the Municipal laws now in force in the Province of Ontario, and it is hereby enacted by authority of the same, that from and after the passing of this By-law and the confirmation thereof by the Corporation of the County of Welland, the said road allowance shall be and the same is hereby declared to be closed up and the right of the public to travel thereon shall forever cease and terminate ; and further, that the same be sold to Thomas D. Dell and Robert C. Sawbrige, as follows :—They being the parties whose lands adjoin said road on each side. That is to say—the part of said road allowance extending from the front of the 7th Concession to the centre of Lyon's Creek, to Thos. D. Dell, for the sum of Thirty Dollars, and that part of said road allowance extending from the centre of Lyon's Creek to the Town Line, Crowland, (save and except the part which intersects Lyon's Creek Road,) to Robert C. Sawbrige, for the like sum of Thirty Dollars.

And be it further enacted by authority aforesaid that the Reeve of this Township be and he is hereby authorized and empowered and in behalf of this Corporation to carry the said road allowance to Thomas D. Dell and Robert C. Sawbrige, aforesaid, in fee simple ; the expenses attending the conveyance and all other necessary expenses thereof to be

borne by the parties purchasing the same.

Passed in Council this 5th day of May, 1871.

{ L.S. }

(Signed,) WM. MARSHALL, *Reeve.*

(Signed,) JOHN SMITH, *Clerk.*

And Whereas, the said the Corporation of the Township of Willoughby have through their Reeve by his Petition now before this Council prayed that the said By-law may be confirmed by this Council:

And Whereas, it appears to the satisfaction of this Council that the provisions of the Act 29 and 30th, Victoria Chapter, 51, and amendments thereof have been complied with in so far as necessary by and on the part of the said the Corporation of the Township of Willoughby, and by and on the part of the several parties interested in the road allowance and land to be affected by the said By-law; and further, that it will conduce to the benefit and advantage of the inhabitants of the said Municipality generally to grant the prayer of the said Petition.

Be it therefore enacted by the Corporation of the County of Welland, and it is hereby enacted, that the said By-law of the said the Corporation of the Township of Willoughby Number 144, passed on the Fifth day of May, A. D., 1871, and hereinbefore recited at length be and the same is hereby confirmed and declared to have full force and effect upon, from and after the passing hereof.

Passed in Council this 20th day of December, 1871.

{ L.S. }

(Signed,) JOSEPH GARNER, *Warden.*

(Signed,) D. D'EVERARDO, *Clerk.*

APPENDIX B.

—0—

Reports of Standing Committees.

—0—

FIRST REPORT COMMITTEE ON ROADS AND BRIDGES.

To the Warden and Councillors of the County of Welland in Council Assembled:

According to Resolution of Council passed last Session your Committee examined the Montrose Bridge and found it would be necessary to take out one of the bents in said bridge to enable the steamers to pass through. Your Committee gave notice that tenders would be required for taking out the bent and putting it back and making the bridge in as good condition as it was at the time of taking out the said bent; Your Committee only received one tender that from David Killins to do the work for the sum of One Hundred Dollars. Your Committee let the contract to him, and the work has been completed according to contract. Your Committee found some of the timber on said bridge rotten and unsafe and instructed Mr. Killins to put on new timbers at a cost of \$20. Your Committee would recommend that the Warden do issue his cheque in favor of David Killins for the above amounts; and also to Oliver Clark for the sum of \$6.00 for repairing swing. Your Com-

mittee ordered repairs on Becketts Bridge to the amount of \$1.1, and would recommend that the Warden issue his cheque in favor of Ambrose Silverthorn for that amount.

Signed, JOSEPH GARNER.

" ALEX. LATTIMORE.

" WILLIAM REAVELY.

Committee Room, Welland,
Dated this 20th day of Dec. 1871.

REPORT OF COMMITTEE ON EDUCATION.

To the Warden and Council in Council assembled:

Your Committee on Education beg to Report that they have examined all the papers submitted to them respecting the appeal from a certain decision made by the County Inspector and the Reeves of Crowland and Wainfleet, and that they have considered the proceeds of such appeal and they beg further to report that the said grounds of appeal not having been sustained either by documentary or other evidence, they would recommend that the decision of the said Inspector and the Reeves aforesaid be sustained.

All of which is respectfully submitted.

E. HERSHEY.

A. G. HILL.

HIRAM BENDER.

D. W. HORTON.

Dated, Welland, Dec. 21st, 1871.

FIRST REPORT COMMITTEE ON FINANCE.

To the Warden and Council of the County of Welland in Council assembled:

Your Committee on Finance beg to Report as follows:

They would respectfully recommend the payment of the following accounts:—

Copp, Clark & Co.....	\$ 16 00
Inspector of Registry Offices paid by Warden.....	15 00
Jonas Fortner, for work.....	5 75
R. Morwood, matting and sundries.....	315 12
F. X. Sauter, for book case.....	7 00
S. C. Howay, for drawing contracts for bridge.....	4 00
John McGovirn, for advertising.....	2 40
John J. Sidey, for advertising.....	1 50
E. R. Dewhurst, printing.....	102 53
James H. Ball, stationery, &c.....	13 00
William Ingram, overseer of drains.....	28 50
Joseph Garner, freight, stationery, &c.....	7 20
Mathew Beatty, repairing Court House pump.....	3 75
John Ennis, prison bed-steads, &c.....	35 43
John McGovirn, advertising examination.....	5 20
Benjamin Schooley, for repairs and material.....	580 00
Edward Pollock, for conveyancing.....	31 50
A. K. Scholfield, for delivering blank school reports and serving notices, &c.....	42 56
A. D. J. Dodwell, for conveyancing.....	12 00
D. D'Everardo, for contingencies.....	118 92

Amounting in the whole to the sum of..... \$1047 36

Your Committee would also report that they have herebefore recommended the payment of certain items in the County Clerk's account for preparing affidavits to prove settlement duties done by purchasers upon land bought by them from the County; but they would also recommend that hereafter no such items of account be paid by this Corporation.

Your Committee would further report that they have disallowed an item in the County Clerk's account for

furnishing a certified copy of the Hawkers and Pedlers By-law for a Magistrate of the County, as they are of opinion that the same is not properly chargeable upon the County.

And Your Committee beg further to report that they have disallowed a certain charge in Mr. Scholfield's account as it appears from the account as submitted to your said Committee that the charge was for a second trip to St Catharines upon the same day.

Your Committee would further report that they have laid before them, an account from Mr. Latshaw for services amounting to \$100.00, which said account they beg to report to your honorable Council for consideration.

Your Committee beg to report that the claim preferred by Mr. Schooley against the County for repairs upon the County Building has been agreed upon between Mr. Schooley and your committee at the amount herein-before stated.

All of which is respectfully submitted.

Signed, EDWARD LEE.

" JOSEPH GARNER.

" EDWIN HERSHEY

" A. G. HILL.

Dated this 22nd day of Dec. 1871.

APPENDIX C.

—o—

Reports of Special Committees.

—o—

REPORT SPECIAL COMMITTEE ON GAOL REPAIRS.

To the Warden and Council of the County of Welland in Council assembled :

Your Committee to whom was referred the matter of repairs upon the County Buildings, beg to report that shortly after the adjournment of the Council in June last, your Committee met at Welland and conferred with Mr. Schooley respecting the matters referred to them, and your Committee agreed with said Schooley to do the following work, that is to say: To put suitable galvanized iron eve-troughs on three sides of the North Wing of the County Jail of the County of Welland, with suitable galvanized iron pipes from upper to lower roof, and from trough to pipe, crossing the Jail yard, and to thoroughly repair the roof of the North Wing and make it perfectly tight and build a plank fence in back yard ten feet high with oak posts, fence to be painted and to make the necessary alterations in the lower part of the building in front of the North Wing to perfect kitchen arrangements in connection with the prison and to put suitable iron grating at foot of stairs going down to basement story in front of North Wing, and to trim off the stones

projecting on the East end of the North Wing and on the North East corner of the main building, and to put a perfect foundation under the cross wall on the South end of the Registry vault in the County building, and to fill up any and all cracks in walls of North Wing, and point the wall where required and fill up cracks in the wall of the Registry vault, the whole to be accomplished and completed to the satisfaction of the Committee within six months after the 1st of July, 1871, for the sum of \$560.00, and to be paid for when accepted by your Committee.

And your Committee further report that the new work has been accomplished according to the arrangements made between your Committee and Mr. Schooley to the satisfaction of your Committee and they have accepted the same and they would recommend the payment of the said sum \$560.00

And your Committee would further report that they employed Mr. Schooley to do several other repairs upon the County buildings, the charges for which will be presented through the Finance Committee.

All of which is respectfully submitted.

Signed, A. G. HILL.

" JOSEPH GARNER.

" WM. BUCHNER.

Dated, Welland, Dec. 21st, 1871.

SECOND REPORT OF SPECIAL COMMITTEE ON GAOL REPAIRS.

*To the Warden and Councillors of the County of Welland in
Council Assembled:*

Your Committee beg to recommend that a large stove similar to the one in the Court Room be placed in the day

room of lower story of North Wing Gaol and that the pipe be put through the floor above, to connect with a large drain in the second story, and then to go into the chimney in the second or third story's. Your Committee are of the opinion that this will be an effectual way of warming the first and second story and perhaps the third; and they believe it to be the cheapest way in which the object can be accomplished.

All of which is respectfully submitted-

A. G. HILL.
JOSEPH GARNER.
WM. BUCHNER.

Dated, 22nd Dec. 1871.

REPORT OF SPECIAL COMMITTEE ON REGISTRAR'S CLAIM.

To the Warden and Council of the County of Welland in Council assembled:

Your Committee, to whom was referred the Registrar's claim against this County for services alleged to have been rendered under the Acts of 1865 and 1868, respecting Registry offices, beg to report as follows:

That the Registrar's claim, as appears by a statement furnished by himself, is, for copying done under the said Acts, \$6188 68.

That by the same statement the Registrar's claim for the Abstract Index amounts to \$12,492.90; but your Committee find that there is allowed by the said Acts for preparing Abstract Indexes for Counties respectively, only the sum of \$2000.00.

Thus it appears that the Registrar's claim according to his own showing, and according to the terms of the said Acts amounts to \$8188.68.

But your Committee find that, according to the Inspector's certificate, the Registrar's claim for copying should only be \$3689.60, to which your Committee would recommend the addition for work done by the Registrar of \$161.00, making the Registrar's whole claim for copies, \$3850.60; to this add the amount allowed for the index \$2000.00, and the result shows the Registrar's real claim \$5,850.60.

Your Committee further find, that the Registrar has drawn from the County Treasurer upon account of work done under the above mentioned Acts, the sum of \$9,964.91.

They also find that a further sum of \$544.60, has been likewise drawn by the Registrar, but it appears to your said Committee that this sum has been paid by the Registrar to the Registrar of the County of Lincoln, and not applied as the said sum of \$9964.91 has been.

Your Committee therefore beg to report that according to the papers submitted to them the Registrar has drawn from the County Treasurer for services under the said Acts over and above the amount allowed by law, the sum of \$4,114.31.

Your Committee farther find that the alphabetical Index as required by law has not been prepared by the Registrar as appears by the Inspector's certificate.

Your Committee would therefore recommend that the Warden of this Council be instructed to submit the matter of the Registrar's claim as herein reported, to the County Solicitor for his opinion as to whether the County can recover the amount shown to have been overdrawn by him back from the Registrar and that he report his opinion thereon to this Council at its next meeting.

All of which is respectfully submitted.

EDWARD LEE. *Chairman.*
PETER LEARN.
WM. BUCHNER.
ELISHA FURRY.
EDWIN HERSHEY.
CHARLES TREBLE.
A. G. HILL.
ALEX. LATTIMORE.

Dated, Welland, Dec. 23rd, 1871.

APPENDIX D.

**Roads and Bridges Local Committee
Reports.**

**REPORT OF LOCAL COMMITTEE OF ROADS AND
BRIDGES FOR PORT ROBINSON BRIDGE.**

*To the Warden and Councillors of the County of Welland in
Council assembled:*

Your Committee have to report that they engaged Mr. John Hill to make some repairs to Port Robinson Bridge over Welland River, They have also to report that the work has not yet been completed, but would recommend that the Warden issue his cheque in favor of Mr. Hill for whatever amount may be certified to by the Reeves of Thorold and Crowland.

(Signed,) F. M. HAGAR.

" WM. BUCHNER

Dated, 19th Dec. 1871.

FIRST REPORT OF THE LOCAL COMMITTEE ON ROADS AND BRIDGES, PELHAM AND THOROLD.

The Local Committee on Roads and Bridges for the Townships of Pelham and Thorold beg leave to submit their First Report.

Your Committee were notified that the Bridge on the Town Line about one mile North of Brown's Bridge was in a dangerous state and unfit for public travel. Your Committee examined the said Bridge and found it unsafe for public travel. Your Committee employed Mr. John Brown of Pelham to repair the said bridge for the sum of Twenty-Five Dollars.

Your Committee would recommend the payment of the same.

(Signed,) F. M. HAGAR.

" JOSEPH GARNER.

Council Room, Welland, Dec. 19th, 1871.

REPORT OF LOCAL COMMITTEE ON ROADS AND BRIDGES FOR TOWN LINE BETWEEN CROWLAND AND HUMBERSTONE.

To the Warden and Councillors of County of Welland in Council assembled :

Your Committee beg to recommend that Mr. Brock Yokom be paid the sum of Eight Dollars and Fifty-three Cents for timber and plank put upon bridge over Lyon's Creek on Town Line between Crowland and Humberstone.

(Signed,) WM. BUCHNER.

" M. F. HANEY.

Dated, 20th Dec. 1871.

**FIRST REPORT OF THE LOCAL COMMITTEE ON
ROADS AND BRIDGES FOR TOWN LINE BETWEEN
CROWLAND AND WILLOUGHBY.**

*To the Warden and Councillors of the County of Welland in
Council assembled :*

Your Committee beg to report that they instructed Mr. Jas. Somerville, Pathmaster, to repair several small bridges on Town Line between Crowland and Willoughby, but they are not aware that such repairs have been made. They would recommend that the repairs be paid for as soon as completed by whoever may be engaged to perform such work after it is certified to by the Reeves of Crowland and Willoughby.

(Signed,) WM. BUCHNER.
" WM. MARSHALL.

Dated, Dec. 21, 1871.

APPENDIX E.

Communications, &c.

NIAGARA RIVER BANKS.

DEPARTMENT OF THE SECRETARY OF STATE,
Ottawa, the 22nd July, 1871.

SIR,—

I have the honor to acknowledge the receipt through you of the Memorial of the Municipal Council of Welland, praying that steps be taken to prevent washing away of the bank of Niagara River in Bertie and Willoughby, and to inform you that the subject will be submitted to His Excellency the Governor General.

I have the honor to be, Sir,

Your Most Obedient Servant,

E. PARENT,

Under Secretary.

D. D'EVERARDO, ESQ.,

Clerk Municipal Council, Fonthill,
County Welland, Ont.

OTTAWA, 25th July, 1871.

SIR,—

I have the honor to acknowledge the receipt of a Memorial addressed by the Municipal Council of the

County of Welland to His Excellency the Governor-General on the subject of the encroachment of the River Niagara, in the crown of nature and of time on the banks of the same, in the Township of Willoughby and Bertie, and praying for redress.

And I am directed to reply that however much to be regretted the evil complained of may be, it arises from causes altogether beyond the control of the Government, and that it devolves on private individuals to protect their own properties wherever the chain reserve has disappeared.

I have the honor to be, Sir,

Your Most Obedient Servant,

E. PARENT.

Under Sec. of State.

The Warden of the
County of Welland, Ont.

COMMUNICATION HOUSE OF PROVIDENCE
TORONTO.

HOUSE OF PROVIDENCE.

Toronto, July 24th, 1871.

D. D'EVERARDO, ESQ.,
Clerk of Co. Council,
Welland.

SIR,—

You will have the kindness to thank in the name of the sisterhood of St. Joseph House of Providence, Toronto, the County Council of Welland, for the sum of \$25.00, kindly donated by said Council in aid of the House.

You will present that the Protestant indigent poor are received and that no question is asked as to religious creed, the only test being distress and proper recommendation.

You will also state to the Council that the grant of \$25.00

shall be duly acknowledged in the columns of the *Canadian Freeman*, Toronto; a copy of which shall be mailed to you.

Yours very truly,

SR. M. ANTOINETTE, SUP.

PER. SR., M. A

COMMUNICATION FROM EDUCATION OFFICE RELATING TO HIGH SCHOOL DISTRICTS.

DEPARTMENT OF PUBLIC INSTRUCTION FOR ONTARIO,
EDUCATION OFFICE,
Toronto, 10th Oct., 1871.

SIR,—

I have the honor to state in reply to your letter of the 28th ultimo, that the Council is imperatively required by the Law to assign districts to each High School. The spirit and intention of the Act would clearly be that the whole County should be parcelled out so that each part of it should be in some High School District as has been done in the County of York. But perhaps the letter of the Law is not so stringent as to require this. Every school however must have a District as large as possible definitely defined.

I have the honor to be, Sir,

Your Obedient Servant,

J. GEORGE HODGINS.

Dep. Sup.

JOSEPH GARNER, Esq.,
Warden, Co. Welland, Fenwick.

COMMUNICATION SIDNEY SMITH IN RELATION
TO REGISTRATION MATTERS.

TOWNSHIP OF HAMILTON,
7th December, 1871.

SIR,—

In compliance with the Resolution of the County Council of Welland, passed on the 30th day of June last and received by me in the month of October last, I have to state in answer to the first request therein contained, that the amount due to the Registrar of the County of Welland for copying instruments is according to my calculation, \$3,689.60. The Registrar makes a fair claim for the sum of \$161, in addition for work actually done as detailed in column *two* of the schedule marked, Number "1, A." and which adds materially to the value of the other work.

In answer to the first part of the question contained in the Resolution I have to state that the abstract indices have been completed according to law and the document marked "No. 2 A" is a summary of the entries made by the Registrar in performing the work and which is further shown in detail by papers submitted herewith numbered in red from 1 to——. In answer to the other part of the question I have to state that the alphabetical indices are not yet completed.

I have the honor to be, Sir,

Your Ob't. Servant.

SIDNEY SMITH.

To JOSEPH GARNER, ESQ.,
Warden of Welland.

COMMUNICATION FROM SAMUEL KRAFFT, RE-
LATING TO BLACK CREEK BRIDGE.

Bertie, December 11th, 1871.

Mr. Peter Learn, Esq.,
Reeve of Bertie.

Dear Sir,—

I think it is time to make preparations for a new bridge

for the Town Line between Willoughby and Bertie on Black Creek, and I hope you will use your influence at the next Council, which the public is in danger of their lives and their property crossing the said bridge and I hope that you will take the matter in hand at once and prepare for a new bridge.

Yours truly,

SAMUEL KRAFT.

COMMUNICATION OBSTRUCTIONS LYON'S CREEK.

Canada Southern Railway Company,
Secretary's Office, Fort Erie, Ontario.

Dec. 12, 1871.

D. D'Everardo, Esq.,
County Clerk,
Fonthill.

Dear Sir,—

Your favor of the 7th instant relating to the proposed works of our Company on Lyon's Creek, reached me yesterday. I will without delay call the attention of our Chief Engineer to the matter. I have no doubt that the Company's work when completed will be so constructed as to obviate the obstruction you apprehend.

I am, Sir, Your Obedient Servant,

NICHOL KINGSMILL, Sec'y.

Toronto, Dec. 18, 1871

Dear Sir,—

I have seen our Chief Engineer in reference to the matter of your letter of the 7th. He informs me that it is not the intention of the Company to construct any of their works so as to interfere with the free current of water.

It is the intention of the Company to bridge the stream, such bridge being one hundred and fifty-six feet long, a length considerably greater than the highway bridge over the creek.

I remain,

Yours Obediently,

NICOL KINGSMILL,
Sec'y.

To Dexter D'Everardo, Esq.,
County Clerk, Fonthill.

COMMUNICATION MR. McBAIN, RELATING TO
HIGH SCHOOLS.

Drummondville, Dec. 13th, 1871.

Dear Sir,—

At the last meeting of the Board of High School Trustees and at former meetings of the Board the subject of the division of the County of Welland with High School Districts was discussed. This is the work of the County Council and it was thought not out of place to draw the attention of the County Council to this matter through the County Clerk; such division would according to the new School Act greatly facilitate the working of the high schools.

There is another matter on which information is wanted and required, and which probably you can give us, or, if you as Clerk will not undertake to give the information you will be kind enough to bring it under the notice of the Council at your next meeting, which I understand will take place next Tuesday. According to the new Act the Council is empowered to appoint six (6) Trustees for High Schools. Can more than six be appointed or act in that capacity? If not more than six, which of those now in office should be regarded as not Trustees? Of course if only six shall hold office after this the Council need not or cannot appoint eight (8.) Hoping that you will submit these matters to the County Council for their decision at the next meeting, and that if possible I will be in possession of the facts in each case to lay them before the Board of Trustees on the 22nd inst.

I remain,

Yours very Faithfully,

J. A. F. McBAIN,
Sec'y. of H. S. T

D. D'Everardo, Esq.,
Fonthill.

P. S.—If it would not trouble you too much could I ask you to let me know at the same time what is the date of the retirement from office of Messrs. H. Mewburn and Wm. McKay.

J. A. F. McB.

OPINION OF MILLER & MILLER.

St. Catharines, July 10th, 1871.

To the Warden of the County of Welland :

Sir,—

Under the terms of the Resolution adopted by your Council on the 30th June last we are of the opinion that upon the completion of the building referred to in the resolution moved by Mr. Hill, (and which resolution was adopted) and upon its acceptance by the Committee therein named of which completion and acceptance you should have notice from said Committee. You can legally issue your cheque in favor of the contractor for \$2150, notwithstanding one or more members of the Council have notified you not to act in accordance with the terms of said Resolution and that by so doing you do not render yourself liable to suit or complaint.

Yours Most Obt.,

MILLER & MILLER.

CERTIFICATE JOHN LATSHAW, ARCHITECT, COMPLETION OF WORK ON NORTH WING OF GAOL.

To the Warden of the County of Welland, Province of Ontario:

I hereby certify that Benjamin Schooley has completed his contract on the North Wing of Welland Gaol on the 3rd of July, 1871.

According to the plans and specifications in a good and workmanlike manner.

JOHN LATSHAW,

Architect.

Welland, August 12th, 1871.

APPEAL, TRUSTEES OF UNION S. S. No. 3, CROWLAND.

Crowland, Nov. 20th, 1871.

To the Warden and Council of the County of Welland in Council assembled :

We, the undersigned, Trustees of Union School Section,

(No. 3,) number three, in the Townships of Crowland and Humberstone, hereby appeal to your Honorable body in conformity with the consolidated school acts of Ontario, against a certain alteration in the boundary of the said school section, and made by the County School Inspector, James W. Ball, Esq., William Buchner, Esq., Reeve of Crowland, and Edward Lee, Esq., Reeve of Wainfleet, whereby a small portion of the Township of Wainfleet was added to the said School Section, No. 3, and the grounds of our appeal are,

1st. That the above mentioned alteration is contrary to the notice given.

2. That a large portion of the Township of Wainfleet was by the said alteration intentionally left out of any and every School Section,

3. That the said alteration was made in the absence of the Reeve of Humberstone and contrary to the expressed wishes of a majority of the Trustees.

4. That the said alteration is an injury to the said School Section and contrary to law.

{ L S. }

DAVID LEITCH.
ROBERT HARPER.
Trustees.

APPLICATION S. C. FRASER, M. A., TO BE AP-
POINTED A MEMBER OF THE BOARD OF EXAM-
INERS.

Thorold, 18th Dec. 1871.

Sir,—

Having received the necessary certificate of qualification I beg through you to apply to the County Council to be appointed a member of the Board of Examiners for the examination and licensing of teachers.

I have the honor to be, Sir,

Your Obedient Servant,
S. C. FRASER, M. A.

To the Clerk of County Council,
County of Welland.

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117 N. SLAN ST.
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